

AN ORDINANCE amending Article
II Chapter 6, Section 6-4 and
Section 21 of the City of Fort
Wayne Code of Laws.

WHEREAS, It is the purpose of this ordinance to prevent the potential harm that may be inflicted upon people, particularly children, and to prevent the maiming, unselective catching, and destruction of wild animals and birds and domestic animals that come in contact with traps.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, THAT:

SECTION 1. That Article II Chapter 6, Section 6-4-(28), (29), (30) and (31) of the City of Fort Wayne Code of Laws be amended and added as follows:

Section 6-4. Enumerated.

(28) Trapping. It shall be unlawful, and is hereby declared to be a public nuisance, for any person to use, place, set or cause to be set within the City, or upon lands owned by the City, any traps except cage-type live traps approved by the Fort Wayne Department of Animal Control and used for the control of nuisance animals. This prohibition shall not apply to any trap specifically designed to kill rats, mice, gophers, or moles so long as the owner of the property is aware of the location where the trap(s) are set and monitors said trap(s) at least once every 24 hours.

Traps discovered by the Department of Animal Control to have been unlawfully set in the City may be seized and used as prima facie evidence that a violation has been committed. Upon conviction, said trap(s) shall be forfeited to and disposed of by the Department of Animal Control.

In order to protect the public health and safety in times of flooding, the Department of Animal Control may issue letters of permission to trap based on the following guidelines:

- 1). verified depredation of flood prevention property;
- 2). the area and timeframes for trapping are specified by the Department of Animal Control; and
- 3). traps are identified as to ownership.

(29) Interfering with enforcement. No person shall interfere with an animal control officer in the pursuit of his/her duties as an officer.

1 (30) Impoundment. Violations of the provisions of
2 this section may result in impoundment of the animal(s) in
3 accordance with section 6-22.

4 (31) Penalties. Any violation of the above
5 paragraph (1) to (29) shall result in a fine in accordance
6 with section 6-21 of Article VII of this chapter of the
7 Code.

8 SECTION 2. That Article VII, Chapter 6, Section
9 6-21-(1) of the City of Fort Wayne Code of Laws be amended
10 as follows:

11 Sec. 6-21. Enumerated.

12 (1) Violators of this chapter shall be fined as
13 follows:

14 Class A offense: Not less than fifty dollars (\$50.00)
15 nor more than one thousand dollars (\$1,000.00). Class A
16 offense: All those offenses having to do with the humane
17 care and/or treatment of animals, unless otherwise
18 specified. For purposes of this chapter, Class A offenses
19 shall be section 6-4(1), (2), (3), (5), (9), (10), (11),
20 (12), (13), (14), (15), (17), (18), (19), (24), (25), (27),
21 (28), (29).

22 Class B offense: Not less than fifty dollars (\$50.00)
23 nor more than one thousand dollars (\$1,000.00) Class B
24 offense: Those offenses, unless otherwise specified, having
25 to do with nuisance violations. For purposes of this
26 chapter, Class B offenses shall be section 6-4(6), (7),
27 (16), (20), (21), (22), (26).

28 Class C offense: Not less than fifteen dollars
29 (\$15.00) nor more than one thousand dollars (\$1,000.00)
30 Class C offense: Those violations, unless otherwise
31 specified, having to do with permits and licenses. For
32 purposes of this chapter, Class C offenses shall be section
33 6-4(4), (8), (23); section 6-7(1), (2); section 6-8(1),
34 (2), (3), (4), (5); section 6-9(1), (2), (3), (4), (5),
35 (6), (7), (8), (9); section 6-10(1), (2), (3), (4), (5),
36 (6), (7), (8), (9); section 6-11(1), (2), (3); section 6-
37 12(1), (2); section 6-13(1), (2), (3), (4), (5); section
38 6-14.

39 (2) Each offense shall be considered a separate
40 offense and subject to fine and/or other disposition as
41 herein provided.

42 (3) In the event that an animal is retained at the
43 department of animal control because its owner has been in
44 violation of this chapter, the person redeeming the animal
45 by paying the prescribed fees shall also be subject to
46 paying for medical bills incurred for routine shots for
47 animals at the department.

48 (4) Violators, upon conviction, may be given the
49 opportunity to work at the department of animal control
50 and/or participate in a humane education program if so
51 recommended by the court.

52 (5) Each twenty-four (24) hours that a violation
occurs will be considered a separate offense and can be
cited as such.

(6) Violations of this chapter may result in immediate
impoundment of animal(s).

(7) Violation of any provision of this chapter may result in revocation of any permit(s).

SECTION 3. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor and legal publication.

Janet G. Bradbury
Councilmember

FOUR STAR CORD
SOUTH WORTH CUSA
25% COTTON FIBER

Read the first time in full and on motion by Bradbury, seconded by Salerno, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATED: 7-24-90

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Bradbury, seconded by Salerno, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>6</u>		<u>2</u>	<u>1</u>
BRADBURY	<u>✓</u>			
BURNS	<u>✓</u>			
EDMONDS	<u>✓</u>			
GIAQUINTA				<u>✓</u>
HENRY			<u>✓</u>	
LONG	<u>✓</u>			
REDD	<u>✓</u>			
SCHMIDT			<u>✓</u>	
TALARICO	<u>✓</u>			

DATED: 8-28-90

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. B-20-90 on the 28th day of August, 1990,

ATTEST
Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

SEAL
Charles S. Reed
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of August, 1990 at the hour of 4:15 o'clock P. M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 8th day of September, 1990, at the hour of 12:30 o'clock P. M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

GENERAL ORDINANCE NO. G-_____

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Traps discovered by the Department of Animal Control to have been unlawfully set in the City may be seized and used as prima facie evidence that a violation has been committed. Upon conviction, said trap(s) shall be forfeited to and disposed of by the Department of Animal Control.

(29) Interfering with enforcement. No person shall interfere with an animal control officer in the pursuit of his/her duties as an officer.

(30) Impoundment. Violations of the provisions of this section may result in impoundment of the animal(s) in accordance with section 6-22.

(31) Penalties. Any violation of the above paragraph (1) to (29) shall result in a fine in accordance with section 6-21 of Article VII of this chapter of the Code.

SECTION 2. That Article VII, Chapter 6, Section 6-21-(1) of the City of Fort Wayne Code of Laws be amended as follows:

Sec. 6-21. Enumerated.

(1) Violators of this chapter shall be fined as follows:

Class A offense: Not less than fifty dollars (\$50.00) nor more than one thousand dollars (\$1,000.00). Class A offense: All those offenses having to do with the humane care and/or treatment of animals, unless otherwise specified. For purposes of this chapter, Class A offenses shall be section 6-4(1), (2), (3), (5), (9), (10), (11), (12), (13), (14), (15), (17), (18), (19), (24), (25), (27), (28), (29).

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Class C offense: Not less than fifteen dollars (\$15.00) nor more than one thousand dollars (\$1,000.00) Class C offense: Those violations, unless otherwise specified, having to do with permits and licenses. For purposes of this chapter, Class C offenses shall be section 6-4(4), (8), (23); section 6-7(1), (2); section 6-8(1), (2), (3), (4), (5); section 6-9(1), (2), (3), (4), (5), (6), (7), (8), (9); section 6-10(1), (2), (3), (4), (5), (6), (7), (8), (9); section 6-11(1), (2), (3); section 6-12(1), (2); section 6-13(1), (2), (3), (4), (5); section 6-14.

(2) Each offense shall be considered a separate offense and subject to fine and/or other disposition as herein provided.

(3) In the event that an animal is retained at the department of animal control because its owner has been in violation of this chapter, the person redeeming the animal by paying the prescribed fees shall also be subject to paying for medical bills incurred for routine shots for animals at the department.

(4) Violators, upon conviction, may be given the opportunity to work at the department of animal control and/or participate in a humane education program if so recommended by the court.

(5) Each twenty-four (24) hours that a violation occurs will be considered a separate offense and can be cited as such.

(6) Violations of this chapter may result in immediate impoundment of animal(s).

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Councilmember

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay

J. Timothy McCaulay, City Attorney

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(2) Each offense shall be considered a separate offense and subject to fine and/or other disposition as herein provided.

(3) In the event that an animal is retained at the department of animal control because its owner has been in violation of this chapter, the person redeeming the animal by paying the prescribed fees shall also be subject to paying for medical bills incurred for routine shots for animals at the department.

(4) Violators, upon conviction, may be given the opportunity to work at the department of animal control and/or participate in a humane education program if so recommended by the court.

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Councilmember

APPROVED AS TO FORM
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J. Timothy McCaulay, City Attorney

DIGEST SHEET

TITLE OF ORDINANCE GENERAL ORDINANCE

DEPARTMENT REQUESTING ORDINANCE ANIMAL CONTROL

SYNOPSIS OF ORDINANCE 1.) AMENDS OFFENSE LIST TO INCLUDE

CERTAIN ANIMAL TRAPPING ACTIVITIES AS A VIOLATION.

M-90-07-28
(as amended)

EFFECT OF PASSAGE IMPROPER TRAPPING IS AN OFFENSE.

EFFECT OF NON-PASSAGE TRAPPING WOULD BE PERMITTED WITHOUT LIMITS.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) NONE

ASSIGNED TO COMMITTEE (PRESIDENT) _____

BILL NO. G-90-07-38

REPORT OF THE COMMITTEE ON REGULATIONS

JANET G. BRADBURY, CHAIRPERSON
DAVID C. LONG, VICE CHAIRMAN
EDMONDS, SCHMIDT, TALARICO

WE, YOUR COMMITTEE ON _____ REGULATIONS _____ TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) amending Article II
Chapter 6, Section 6-4 and Section 21 of the City of Fort Wayne
Code of Laws

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

Janet G. Bradbury

Clitus R. Edmonds

Samuel J. Talarico

C. R. Edmonds

DATED: 8-28-90

Sandra E. Kennedy
City Clerk

To Natka or Sandy
Date 8/24 Time 9:45 ☐ AM ☒ PM
WHILE YOU WERE OUT
M Janet Bradbury
of _____
Phone (____) _____
Area Code Number Extension

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	<input type="checkbox"/>
CALLED TO SEE YOU	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	<input type="checkbox"/>	URGENT	<input type="checkbox"/>

☐ RETURNED YOUR CALL
Message She wants trapping
Bill on the agenda
for passage on
Tuesday
Operator _____



REORDER
#23-000

B-22-90

3:41pm

Sandy:

We would like to request
that bill number G-90 0738 be
held for possible further amendments
and passage on September 11th.

Any questions please give me a
call.

Thank you
Belinda

This request is a result of a
meeting between Public Safety, the DVR
and the Trappers.

PROPOSED AMENDMENT TO
G-90-07-38
TRAPPING ORDINANCE

Bill No. G-90-07-38 to be amended, by adding the following language:

Sec. 6-4 (28) paragraph 3:

In order to protect the public health and safety in times of flooding, the Department of Animal Control may issue letters of permission to trap based on the following guidelines:

- 1). verified depredation of flood prevention property;
- 2). the area and timeframes for trapping are specified by the Department of Animal Control; and
- 3). traps are identified as to ownership.



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

September 11, 1990

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the dates of
September 14 & September 21, 1990, in both the News Sentinel
and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-89-09-24 (as amended)
General Ordinance No. G-21-90
Truck Ordinance

Bill No. G-90-07-38 (as amended)
General Ordinance No. G-20-90
Trapping Ordinance

Please send us 4 copies of the Publisher's Affidavit from
both newspapers.

Thank you.

Sincerely yours,


Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 2

LEGAL NOTICE

Notice is hereby given that on the 28th day of
August, 19 90, the Common Council of the City
of Fort Wayne, Indiana, in a Regular Session did pass
the following Bill No. G-90-07-38 (as amended) General
Ordinance No. G-20-90 to-wit:

BILL NO. G-90-07-38 (AS AMENDED)
GENERAL ORDINANCE NO. G- 20-90

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Class C offense: Not less than fifteen dollars (\$15.00) nor more than one thousand dollars (\$1,000.00) Class C offense: Those violations, unless otherwise specified, having to do with permits and licenses. For purposes of this chapter, Class C offenses shall be section 6-4(4), (8), (23); section 6-7(1), (2); section 6-8(1), (2), (3), (4), (5); section 6-9(1), (2), (3), (4), (5), (6), (7), (8), (9); section 6-10(1), (2), (3), (4), (5), (6), (7), (8), (9); section 6-11(1), (2), (3); section 6-12(1), (2); section 6-13(1), (2), (3), (4), (5); section 6-14.

(2) Each offense shall be considered a separate offense and subject to fine and/or other disposition as herein provided.

(3) In the event that an animal is retained at the department of animal control because its owner has been in violation of this chapter, the person redeeming the animal by paying the prescribed fees shall also be subject to paying for medical bills incurred for routine shots for animals at the department.

(4) Violators, upon conviction, may be given the opportunity to work at the department of animal control and/or participate in a humane education program if so recommended by the court.

(5) Each twenty-four (24) hours that a violation occurs will be considered a separate offense and can be cited as such.

(6) Violations of this chapter may result in immediate impoundment of animal(s).

(7) Violation of any provision of this chapter may result in revocation of any permit(s).

SECTION 3. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor and legal publication.

Janet G. Bradbury
Councilmember

Read the third time in full and on motion by Bradbury, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

AYES: Six
Bradbury, Burns, Edmonds, Long, Redd, Talarico
NAYS: None
ABSTAINED: Two
Henry, Schmidt
ABSENT: One
GiaQuinta

DATED: 8-28-90 Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-20-90 on the 28th day of August, 1990.

ATTEST: SEAL
Sandra E. Kennedy Charles B. Redd
City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of August, 1990, at the hour of 4:15 o'clock P.M., E.S.T.

Sandra E. Kennedy
City Clerk

Approved and signed by me this 8th day of September, 1990, at the hour of 12:30 o'clock P.M., E.S.T.

Paul Helmke
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of

General Ordinance No. G-20-90,
passed by the Common Council on the 28th day of
August, 1990, and that said Ordinance was
duly signed and approved by the Mayor on the 8th day of
September, 1990, and now remains on file and
on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 8th day of September, 1990.

SEAL

SANDRA E. KENNEDY, CITY CLERK

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines _____

Head -- number of lines _____

Body -- number of lines _____

Tail -- number of lines _____

Total number of lines in notice _____

COMPUTATION OF CHARGES

166 lines, 1 columns wide equals 166 equivalent lines
at .495 cents per line \$ 82.17

Additional charge for notices containing rule or tabular work
(50 percent of above amount) _____

Charge for extra proofs of publication (\$1.00 for each proof in excess of two) 2.00

TOTAL AMOUNT OF CLAIM \$ 84.17

DATA FOR COMPUTING COST

Width of single column 12.5 ems
Number of insertions 2
Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: September 21, 19 90 Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)
) ss:
Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Nicole Allred who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two time (s), the dates of publication being as follows:

9/14, 21/90

Subscribed and sworn to before me this 21st day of September, 19 90.

Notary Public Whitley County, IN
SHELLEY R. LARUE

My commission expires: March 3, 1994

Ft. Wayne Common Council

(Governmental Unit)

Allen County, Indiana

To:

The Journal-Gazette

Dr.

P.O. Box 100

Fort Wayne, IN

PUBLISHER'S CLAIM

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Date: September 21, 19 90

Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Nicole Allred who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two time(s), the dates of publication being as follows:

9/14, 21/90

Subscribed and sworn to before me this 21st day of September, 19 90

Shelley R. Larue
Notary Public Whitley County, IN
SHELLEY R. LARUE

My commission expires: March 3, 1994

LEGAL NOTICE
Notice is hereby given that on the 28th day of August, 1990, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-90-07-38 (as amended) General Ordinance No. G-20-90 to-wit:

BILL NO. G-90-07-38 (AS AMENDED)
GENERAL ORDINANCE NO. G-20-90
AN ORDINANCE amending Article II Chapter 6, Section 6-4 and Section 21 of the City of Fort Wayne Code of Laws.

WHEREAS, it is the purpose of this ordinance to prevent the potential harm that may be inflicted upon people, particularly children, and to prevent the maiming, unselective catching, and destruction of wild animals and birds and domestic animals that come in contact with traps.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, THAT:

SECTION 1. That Article II Chapter 6, Section 6-4, (29), (30) and (31) of the City of Fort Wayne Code of Laws be amended and added as follows:

Section 6-4. Enumerated.

(28) Trapping. It shall be unlawful, and is hereby declared to be a public nuisance, for any person to use, place, set or cause to be set within the City, or upon lands owned by the City, any traps except cage-type live traps approved by the Fort Wayne Department of Animal Control and used for the control of nuisance animals. This prohibition shall not apply to any trap specifically designed to kill rats, mice, gophers, or moles so long as the owner of the property is aware of the location where the trap(s) are set and monitors said trap(s) at least once every 24 hours.

Traps discovered by the Department of Animal Control to have been unlawfully set in the City may be seized and used as prima facie evidence that a violation has been committed. Upon conviction, said trap(s) shall be forfeited to and disposed of by the Department of Animal Control.

In order to protect the public health and safety in times of flooding, the Department of Animal Control may issue letters of permission to trap based on the following guidelines:

1) verified depredation of flood prevention property;

2) the area and timeframes for trapping are specified by the Department of Animal Control; and

3) traps are identified as to ownership.

(29) Interfering with enforcement. No person shall interfere with an animal control officer in the pursuit of his/her duties as an officer.

190, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill:
G-90-07-38 (as amended) General Ordinance
G-20-90 to-wit:
BILL NO. G-90-07-38 (AS AMENDED)
GENERAL ORDINANCE NO. G-20-90
AN ORDINANCE amending Article II Chapter 6, Section 6-4 and Section 21 of the City of Fort Wayne Code of Laws.
WHEREAS, It is the purpose of this ordinance to prevent the potential harm that may be inflicted upon people, particularly children, and to prevent the timing, unselective catching, and destruction of wild animals and birds and domestic animals that come in contact with traps.
NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, THAT:
SECTION 1. That Article II Chapter 6, Section 6-4 (26), (29), (30) and (31) of the City of Fort Wayne Code of Laws be amended and added as follows:
Section 6-4. Enumerated.
(28) Trapping. It shall be unlawful, and is hereby declared to be a public nuisance, for any person to use, set, or cause to be set within the City, or upon lands owned by the City, any traps except cage-type traps approved by the Fort Wayne Department of Animal Control and used for the control of nuisance animals. This prohibition shall not apply to any trap specifically designed to kill rats, mice, gophers, or snakes so long as the owner of the property is aware of the location where the trap (s) are set and monitors said trap (s) at least once every 24 hours.
Traps discovered by the Department of Animal Control to have been unlawfully set in the City may be seized and used as prima facie evidence that a violation has been committed. Upon conviction, said traps shall be forfeited to and disposed of by the Department of Animal Control.
In order to protect the public health and safety in cases of flooding, the Department of Animal Control may issue letters of permission to trap based on the following guidelines:
(1) verified depredation of flood prevention property;
(2) the area and timeframes for trapping are specified by the Department of Animal Control; and
(3) traps are identified as to ownership.
(29) Interfering with enforcement. No person shall interfere with an animal control officer in the pursuit of her duties as an officer.
(30) Impoundment. Violations of the provisions of this section may result in impoundment of the animal (s) in accordance with section 6-22.
(31) Penalties. Any violation of the above paragraph (1) to (29) shall result in a fine in accordance with section 6-21 of Article VII of this chapter of the Code.
SECTION 2. That Article VII, Chapter 6, Section 6-21 (1) of the City of Fort Wayne Code of Laws be amended as follows:
Sec. 6-21. Enumerated.
(1) Violators of this chapter shall be fined as follows:
Class A offense: Not less than fifty dollars (\$50.00) nor more than one thousand dollars (\$1,000.00).
Class A offense: All those offenses having to do with humane care and/or treatment of animals, unless otherwise specified. For purposes of this chapter, Class A offenses shall be section 6-4 (1), (2), (3), (4), (9), (10), (11), (12), (13), (14), (15), (17), (18), (19), (24), (25), (27), (28), (29).
Class B offense: Not less than fifty dollars (\$50.00) nor more than one thousand dollars (\$1,000.00).
Class B offense: Those offenses, unless otherwise specified, having to do with nuisance violations. For purposes of this chapter, Class B offenses shall be section 6-4 (6), (7), (16), (20), (21), (22), (23).
Class C offense: Not less than fifteen dollars (\$15.00) nor more than one thousand dollars (\$1,000.00).
Class C offense: Those violations, unless otherwise specified, having to do with permits and licenses. For purposes of this chapter, Class C offenses shall be section 6-4 (4), (8), (23); section 6-7 (1), (2); section 6-8 (1), (2), (3), (4), (5); section 6-9 (1), (2), (3), (4), (5), (6), (7), (8), (9); section 6-10 (1), (2), (3), (4), (5), (6), (7), (8), (9); section 6-11 (1), (2), (3); section 6-12 (1), (2); section 6-13 (1), (2), (3), (4), (5); section 6-14.
(2) Each offense shall be considered a separate offense and subject to fine and/or other disposition as herein provided.
(3) In the event that an animal is retained at the department of animal control because its owner has been in violation of this chapter, the person redeeming the animal by paying the prescribed fees shall also be subject to paying for medical bills incurred for routine tests for animals at the department.
(4) Violators, upon conviction, may be given the opportunity to work at the department of animal control and/or participate in a humane education program if so recommended by the court.
(5) Each twenty-four (24) hours that violation occurs will be considered a separate offense and can be cited as such.
(6) Violations of this chapter may result in immediate impoundment of animal (s).
(7) Violation of any provision of this chapter may result in revocation of any permit (s).
SECTION 3. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor and legal publication.
Janet G. Bradbury
Councilmember
passed the third time in full and on motion by Bradbury, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:
AYES: Six
Bradbury, Burns, Edmonds, Long, Redd, Talarico
NAYS: None
ABSTAINED: Two
Henry, Schmidt
ABSENT: One
Garcia

notice

PAGES

columns wide equals 166 equivalent lines

\$ 82.17

pages containing rule or tabular work (print)

publication (\$1.00 for each proof in excess of two)

2.00

CLAIM

\$ 84.17

COST

2.5 ems

and penalties of Chapter 155, Acts 1953,

foregoing account is just and correct, that the amount after allowing all just credits, and that no part of the

Nicole Allred

, 19 90

Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Nicole Allred who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two time (s), the dates of publication being as follows:

9/14, 21/90

Nicole Allred

Subscribed and sworn to before me this 21st day of September, 19 90.

Shelley R. Larue

Notary Public Whitley County, IN
SHELLEY R. LARUE

My commission expires: March 3, 1994

Ft. Wayne Common Council

(Governmental Unit)

Allen County, Indiana

To: The Journal

P.O. Box

Fort Wayne

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set) -- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

166 lines, 1 columns wide equals 166 equivalent lines
at .495 cents per line

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 2

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: September 21, 1990

Title:

LEGAL NOTICE

Notice is hereby given that on the 28th day of August, 1990, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill: G-20-90-7-38 (as amended) General Ordinance

G-20-90-7-38 (AS AMENDED)

GENERAL ORDINANCE NO. G-20-90

AN ORDINANCE amending Article II Chapter 6, Section 6-4 and Section 21 of the City of Fort Wayne Code of Laws.

WHEREAS, It is the purpose of this ordinance to prevent the potential harm that may be inflicted upon people, particularly children, and to prevent the aiming, unselective catching, and destruction of wild animals and birds and domestic animals that come in contact with traps.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, THAT:

SECTION 1. That Article II Chapter 6, Section 6-4 (28), (29), (30) and (31) of the City of Fort Wayne Code of Laws be amended and added as follows:

Section 6-4. Enumerated.

(28) Trapping. It shall be unlawful, and is hereby declared to be a public nuisance, for any person to use, place, set or cause to be set within the City, or upon lands owned by the City, any traps except cage-type traps approved by the Fort Wayne Department of Animal Control and used for the control of nuisance animals. This prohibition shall not apply to any trap specifically designed to kill rats, mice, gophers, or voles so long as the owner of the property is aware of the location where the trap (s) are set and monitors said trap (s) at least once every 24 hours.

Traps discovered by the Department of Animal Control to have been unlawfully set in the City may be seized and used as prima facie evidence that a violation has been committed. Upon conviction, said trap (s) shall be forfeited to and disposed of by the Department of Animal Control.

In order to protect the public health and safety in case of flooding, the Department of Animal Control may issue letters of permission to trap based on the following guidelines:

1. verified depredation of flood prevention property;

2. the area and timeframes for trapping are specified by the Department of Animal Control; and

3. traps are identified as to ownership.

(29) Interfering with enforcement. No person shall interfere with an animal control officer in the pursuit of his/her duties as an officer.

(30) Impoundment. Violations of the provisions of this section may result in impoundment of the animal (s) in accordance with section 6-22.

(31) Penalties. Any violation of the above paragraph (1) to (29) shall result in a fine in accordance with section 6-21 of Article VII of this chapter of the Code.

SECTION 2. That Article VII, Chapter 6, Section 6-21 (1) of the City of Fort Wayne Code of Laws be amended as follows:

Sec. 6-21. Enumerated.

(1) Violators of this chapter shall be fined as follows:

Class A offense: Not less than fifty dollars (\$50.00) nor more than one thousand dollars (\$1,000.00).

Class A offense: All those offenses having to do with the humane care and/or treatment of animals, unless otherwise specified. For purposes of this chapter, Class A offenses shall be section 6-4 (1), (2), (3), (5), (9), (10), (11), (12), (13), (14), (15), (17), (18), (19), (24), (25), (27), (28), (29).

Class B offense: Not less than fifty dollars (\$50.00) nor more than one thousand dollars (\$1,000.00).

Class B offense: Those offenses, unless otherwise specified, having to do with nuisance violations. For purposes of this chapter, Class B offenses shall be section 6-4 (6), (7), (16), (20), (21), (22), (26).

Class C offense: Not less than fifteen dollars (\$15.00) nor more than one thousand dollars (\$1,000.00).

Class C offense: Those violations, unless otherwise specified, having to do with permits and licenses. For purposes of this chapter, Class C offenses shall be section 6-4 (4), (8), (23); section 6-7 (1), (2); section 6-8 (1), (2), (3), (4), (5); section 6-9 (1), (2), (3), (4), (5), (6), (7), (8), (9); section 6-10 (1), (2), (3), (4), (5), (6), (7), (8), (9); section 6-11 (1), (2), (3); section 6-12 (1), (2); section 6-13 (1), (2), (3), (4), (5); section 6-14.

(2) Each offense shall be considered a separate offense and subject to fine and/or other disposition as herein provided.

(3) In the event that an animal is retained at the department of animal control because its owner has been in violation of this chapter, the person redeeming the animal by paying the prescribed fees shall also be subject to paying for medical bills incurred for routine shots for animals at the department.

(4) Violators, upon conviction, may be given the opportunity to work at the department of animal control and/or participate in a humane education program if so recommended by the court.

(5) Each twenty-four (24) hours that violation occurs will be considered a separate offense and can

be cited as such.

(6) Violations of this chapter may result in immediate impoundment of animal (s).

(7) Violation of any provision of this chapter may result in revocation of any permit (s).

SECTION 3. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor and legal publication.

Janet G. Bradbury
City Clerk

Read the third time in full and on motion by Bradbury, seconded by Talarico, and duly adopted, placed on its passage, PASSED by the following vote:

AYES: Six

Bradbury, Burns, Edmonds, Long, Redd, Talarico

NAYS: None

ABSTAINED: Two

Henry, Schmidt

ABSENT: One

GieQuinta

DATED: 8-28-90

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-20-90 on the 28th day of August, 1990.

ATTEST:

Sandra E. Kennedy

City Clerk

SEAL

Charles B. Redd

Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of August, 1990, at the hour of 4:15 o'clock P.M., E.S.T.

Sandra E. Kennedy

City Clerk

Approved and signed by me this 8th day of September, 1990, at the hour of 12:30 o'clock P.M., E.S.T.

Paul Helmke

Mayor

I the clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-20-90, passed by the Common Council on the 28th day of August, 1990, and that said Ordinance was duly signed and approved by the Mayor on the 8th day of September, 1990, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 8th day of September, 1990.

SANDRA E. KENNEDY, CITY CLERK

9-14-21

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for the State of Indiana, undersigned Nicole Allred who, I

she is Clerk of the The Journal-Gazette

circulation printed and published in the English language at Fort Wayne, IN in state and county aforesaid

attached hereto is a true copy, which was duly

two time (s), the dates of publication being

9/14, 21/90

Subscribed and sworn to before me this 21st day

My commission expires: March 3, 1994